

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

VOLKER STROBEL, et al.

Plaintiffs/Counterclaim Defendants

v.

UWE RUSCH, et al.

Defendants/Counterclaim Plaintiffs

Case No. 1:18-cv-00656-RB-JFR

**PLAINTIFFS' RESPONSE AND STIPULATION WITH RESPECT TO DEFENDANTS'
MOTION TO WITHDRAW COUNTERCLAIM**

Plaintiffs herein, acting in response to Defendants' Motion to Withdraw their Counterclaim for breach of fiduciary duty [Doc. 193] and in accord with Rule 41(a)(1)(A)(ii), F.R.C.P., stipulate to Defendants' request and to the dismissal with prejudice of Defendants' counterclaim for breach of fiduciary duty.

Respectfully submitted,

/s/ Jeffrey L. Squires
Jeffrey L. Squires
PEACOCK LAW P.C.
201 Third Street NW
Suite 1340
Albuquerque, NM 87102
Tel.: (505)-998-6116
jsquires@peacocklaw.com

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

VOLKER STROBEL, <u>et al.</u>)	
)	
Plaintiffs/Counterclaim Defendants)	
)	
v.)	Case No. 1:18-cv-00656-RB-JFR
)	
UWE RUSCH, <u>et al.</u>)	
)	
Defendants/Counterclaim Plaintiffs)	

**CERTIFICATE OF SERVICE
FOR
PLAINTIFFS' RESPONSE AND STIPULATION WITH RESPECT TO DEFENDANTS'
MOTION TO WITHDRAW COUNTERCLAIM**

I hereby certify that on this 4th day of January 2021, a true and correct copy of Plaintiffs' Response and Stipulation with Respect to Defendants' Motion to Withdraw Counterclaim was filed through the Court's CM/ECF system causing the following counsel of record to be served:

Uwe Rusch
Dr.Mabel Rusch
2624 SW 4th Avenue
CApe Coral, FL 33914
Telephone: 239.810.7941
Facsimile: 239.214.0278 (fax)
info@mindfoods.us
Pro se Defendants

/s/ Jeffrey L. Squires